

House File 2502 - Reprinted

HOUSE FILE 2502

BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 615)

(As Amended and Passed by the House February 27, 2020)

A BILL FOR

1 An Act relating to firearms and weapons, including the storage,
2 carrying, possession, or transportation of weapons and the
3 establishment, use, and maintenance of shooting ranges.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **335.26 Shooting ranges.**

2 In approving the improvement of property acquired to
 3 establish, use, and maintain a new shooting range or in
 4 approving a substantial change to an existing shooting range
 5 pursuant to section 657.9, subsection 1, the county zoning
 6 commission, or if there is not a county zoning commission,
 7 the county board of supervisors, shall apply and enforce
 8 regulations and restrictions established for each zoning
 9 district adopted pursuant to this chapter but shall not
 10 otherwise require a person seeking approval to comply with any
 11 conditions relating to the establishment, use, or maintenance
 12 of the shooting range that are more stringent than those
 13 imposed by state law.

14 Sec. 2. NEW SECTION. **414.26 Shooting ranges.**

15 In approving the improvement of property acquired to
 16 establish, use, and maintain a new shooting range or in
 17 approving a substantial change to an existing shooting range
 18 pursuant to section 657.9, subsection 1, the city zoning
 19 commission, or if there is not a city zoning commission, the
 20 city council, shall apply and enforce zoning regulations and
 21 restrictions established for each zoning district adopted
 22 pursuant to this chapter but shall not otherwise require a
 23 person seeking approval to comply with any conditions relating
 24 to the establishment, use, or maintenance of the shooting range
 25 that are more stringent than those imposed by state law.

26 Sec. 3. Section 724.28, subsections 2 and 3, Code 2020, are
 27 amended to read as follows:

28 2. A political subdivision of the state shall not enact
 29 an ordinance, motion, resolution, policy, or amendment
 30 regulating the ownership, possession, legal transfer, lawful
 31 transportation, modification, registration, or licensing
 32 of firearms, firearms attachments, or other weapons when
 33 the ownership, possession, transfer, ~~or~~ transportation, or
 34 modification is otherwise lawful under the laws of this state.
 35 An ordinance regulating firearms, firearms attachments, or

1 other weapons in violation of this section existing on or after
2 April 5, 1990, is void.

3 3. If a political subdivision of the state, prior to,
4 on, or after July 1, ~~2017~~ 2020, adopts, makes, enacts, or
5 amends any ordinance, measure, enactment, rule, resolution,
6 motion, or policy regulating the ownership, possession, legal
7 transfer, lawful transportation, modification, registration, or
8 licensing of firearms, firearms attachments, or other weapons
9 when the ownership, possession, transfer, transportation,
10 modification, registration, or ~~license~~ licensing of firearms,
11 firearms attachments, or other weapons is otherwise lawful
12 under the laws of this state, a person adversely affected by
13 the ordinance, measure, enactment, rule, resolution, motion, or
14 policy may file suit in the appropriate court for declaratory
15 and injunctive relief ~~for damages and all damages attributable~~
16 to the violation. A court shall also award the prevailing
17 party in any such lawsuit reasonable attorney fees and court
18 costs.

19 Sec. 4. Section 724.28, Code 2020, is amended by adding the
20 following new subsections:

21 NEW SUBSECTION. 4. A political subdivision of the state
22 may restrict the carrying, possession, or transportation
23 of firearms or other dangerous weapons in the buildings or
24 physical structures located on property under the political
25 subdivision's control if adequate arrangements are made by the
26 political subdivision to screen persons for firearms or other
27 dangerous weapons and the political subdivision provides armed
28 security personnel inside the building or physical structure
29 where the restriction is to be in effect.

30 NEW SUBSECTION. 5. A political subdivision of the state
31 shall not enact an ordinance, motion, resolution, policy, or
32 amendment regulating the storage of weapons or ammunition. An
33 ordinance, motion, resolution, policy, or amendment regulating
34 the storage of weapons or ammunition existing on or after July
35 1, 2020, is void. This subsection shall not be construed to

1 preclude a political subdivision from regulating the storage of
2 explosive materials consistent with chapter 101A.

3 Sec. 5. NEW SECTION. **724.32 County courthouse — weapon**
4 **prohibitions.**

5 A supreme court or judicial branch order that prohibits
6 a person from lawfully carrying, possessing, or transporting
7 a weapon in a county courthouse or other joint-use public
8 facility shall be unenforceable unless the judicial order
9 applies only to a courtroom or a court office, or to a
10 courthouse used only for judicial branch functions.